

MINUTES, REGULAR MEETING
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA
SEPTEMBER 9, 2013

Pursuant to due call and notice thereof, the first meeting of the City Council of the City of La Crescent for the month of September was called to order by Mayor Mike Poellinger at 5:30 PM in the La Crescent City Hall, La Crescent, Minnesota, on Monday, September 9, 2013, followed by the Pledge of Allegiance. Upon a roll call taken and tallied by the City Administrator, the following members were present: Members Bernie Buehler, John Graf, Greg Husmann, Dale Williams, and Mayor Mike Poellinger. Members absent: None. Also present was City Administrator Bill Waller and City Attorney Skip Wieser.

Mayor Poellinger asked if anyone wished to take action to change the agenda as presented. There were no changes requested.

ITEM 1 – CONSENT AGENDA

At this time, the Mayor read the following items to be considered as part of the Consent Agenda for this regular meeting:

- 1.1 MINUTES – AUGUST 26, 2013
- 1.2 BILLS PAYABLE THROUGH SEPTEMBER 5, 2013

At the conclusion of the reading of the Consent Agenda, Mayor Poellinger asked if the Council wished to have any of the items removed from the Consent Agenda for further discussion. Member Buehler made a motion, seconded by Member Graf, as follows:

A MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.1 – WAGON WHEEL PROJECT BIDS

This item will be presented at the next City Council Meeting on September 23, 2013 due to the Minnesota Department of Transportation not approving bid yet. No action taken.

ITEM 3.2 – ENGINEERING AGREEMENT – STREET IMPROVEMENT

Council reviewed a proposal from WHKS to update the City street inventory map and prepare a capital improvement plan for future street improvement projects. There are funds in the general fund budget for this

expenditure. Following discussion, which included the addition of sidewalks, Member Husmann made a motion, seconded by Member Williams, as follows:

MOTION TO ACCEPT THE PROFESSIONAL SERVICES AGREEMENT BETWEEN WHKS & CO. AND THE CITY OF LA CRESCENT FOR THE 2013 STREET INVENTORY UPDATE AND STREET CAPITAL IMPROVEMENT PLANNING, WITH THE ADDITION OF SIDEWALKS.

Upon a roll call vote taken and tallied by the City Administrator, the following Members present voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.3 - STORM WATER DISCHARGE PIPES

City Building and Zoning Official, Paul Kenaga, reviewed with Council the Zoning Ordinance regarding underground storm water pipes and sump pumps. There are no stipulations concerning plastic pipe running above or underground for roof drainage systems in the City of La Crescent Zoning Ordinance. Property owners have the right to determine individual methods as long as they do not impact immediate neighbors. Following discussion, no action was taken.

ITEM 3.4 – LA CRESCENT FIRE RELIEF ASSOCIATION REQUEST

Tom Paulson of the La Crescent Fire Relief Association requested Council to review a request for the yearly pension benefit to be increased from \$1,600 to \$1,650. Following discussion, Member Husmann made a motion, seconded by Member Williams. The Motion was then rescinded and will be presented at the next City Council Meeting on September 23, 2013 to allow the fire department to provide a written request from the Fire Department Relief Association.

ITEM 3.5 – GOLF COURSE PARKING LOT PAVING PROPOSAL

In August of 2013 the City received a \$50,000 donation towards the costs of paving the parking lot at Pine Creek Golf Course. The City received the following proposals: Mathy Construction Company - \$64,725.00 and W. Klaetsch Paving - \$55,650.00. It was recommended to Council to accept the proposal submitted by Mathy Construction Company, amend the budget to reflect the additional cost, and authorize a transfer from the general fund to offset the cost of the improvement project that exceeds the amount of the donation. This recommendation is based on the following findings of fact:

1. The Mathy Construction Company proposal is the most complete and detailed proposal.
2. The City Council is exercising its discretion that Mathy Construction Company has the ability, skill, and likelihood of performing the work as agreed.
3. The warranties provided and the scope of work proposed by Mathy Construction Company provide the best value to the City of La Crescent.

Following discussion, Member Buehler made a motion, seconded by Member Husmann, as follows:

MOTION TO ACCEPT THE PROPOSAL SUBMITTED BY MATHY CONSTRUCTION COMPANY IN THE AMOUNT OF \$64,725.00, TO AMEND THE BUDGET TO REFLECT THE ADDITIONAL COST, AND AUTHORIZE A TRANSFER FROM THE GENERAL FUND TO OFFSET THE COST OF THE IMPROVEMENT PROJECT THAT EXCEEDS THE AMOUNT OF THE DONATION INCORPORATING THE ABOVE FINDINGS.

Upon a roll call vote taken and tallied by the City Administrator, the following Members present voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.6 – ICE ARENA MAINTENANCE AGREEMENT

The City has a preventative maintenance agreement with Ahern for the equipment at the Ice Arena. It was recommended to Council to approve renewing that agreement for a period of three (3) years for \$2,621 per year. The City would have the right to cancel the agreement each year, if the need arose. Following discussion, Member Williams made a motion, seconded by Member Buehler, as follows:

MOTION TO APPROVE RENEWING THE PREVENTATIVE MAINTENANCE AGREEMENT WITH AHERN FOR THE EQUIPMENT AT THE ICE ARENA FOR A PERIOD OF THREE (3) YEARS FOR \$2,621 PER YEAR.

Upon a roll call vote taken and tallied by the City Administrator, the following Members present voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.7 – SOLID WASTE LICENSING REQUIREMENTS

Council reviewed a proposed Solid Waste Collection and Transportation License Application as presented by City Attorney Wieser. The license will be needed from solid waste contractors on an annual basis. Amendments to the License Application were presented at the meeting. Following discussion, Member Williams made a motion, seconded by Member Husmann, as follows:

MOTION TO APPROVE THE SOLID WASTE COLLECTION AND TRANSPORTATION LICENSE APPLICATION, WITH AMENDMENTS, THAT WILL BE REQUIRED FROM SOLID WASTE CONTRACTORS ON AN ANNUAL BASIS.

Upon a roll call vote taken and tallied by the City Administrator, the following Members present voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.8 – 2014 PROPOSED GENERAL FUND BUDGET

Administrator Waller gave an overview to Council on the 2014 General Fund Budget which proposes a 0% levy increase for 2014. He also gave an overview of the library levy, which is requesting an increase of 3%, and debt service. Council will need to set a date for the public meeting at which time the proposed budget and levy will be discussed and the final budget and levy determined. It is recommended to Council to set this meeting for 6:00 p.m. on November 25, 2013. It was noted to Council that they cannot adopt the 2014 General Fund Budget until after the public meeting and once the preliminary levy is set, the City Council has the discretion to lower the levy but cannot increase the preliminary levy once it is set. The total levy for the City has remained relatively constant over the past few years, excluding the additional increase for the voter approved levy for the swimming pool project. Following discussion, Member Buehler made a motion, seconded by Member Husmann, as follows:

MOTION THAT THE 2014 GENERAL FUND BUDGET AND LEVY BE DISCUSSED AND THE FINAL BUDGET AND LEVY BE DETERMINED BY THE CITY COUNCIL AT A MEETING ON NOVEMBER 25, 2013 AT 6:00 P.M. IN THE COUNCIL CHAMBERS AT LA CRESCENT CITY HALL.

Upon a roll call vote taken and tallied by the City Administrator, the following Members present voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.9 – 2014 PRELIMINARY LEVY RESOLUTION

Council reviewed the proposed 2014 Preliminary Levy Resolution. The proposed Resolution reflects a 0% increase from 2013. Following discussion, Member Husmann introduced the following resolution and moved its passage and adoption:

RESOLUTION 09-13-17

RESOLUTION MAKING PRELIMINARY GENERAL LEVIES FOR COLLECTION WITH REAL ESTATE TAXES PAYABLE IN THE CALENDAR YEAR 2014

BE IT RESOLVED by the City Council of the City of La Crescent, Minnesota as follows:

1. It is hereby determined and declared that there shall be and there is hereby levied upon all taxable property within the City for the general purposes of the City, as provided by law, to be collected in the year 2014 as part of the general taxes due and payable in the year 2014 a direct ad valorem tax in the amount of \$1,633,636.00 as provided by State law to be levied and collected in the manner provided by law.
2. Be it also hereby determined and declared that there shall be and there is hereby levied upon taxable property within the City of La Crescent for public library service, a tax in the amount of \$120,458.00 to be collected in the year 2014, as authorized by Minnesota Statutes, Section 134.33 and 134.34.
3. It is hereby found, determined, and declared that the amounts set forth in a column at the right to be levied with taxes to be collected in the calendar year 2014, in conjunction with the various bonds issued and sinking funds described below:

FUND #	YEAR	DESCRIPTION	TO BE LEVIED FOR COLLECTION IN CALENDAR YEAR 2014
101	2012	Tax Abatement	\$7,500.00
325	2011B	G.O. Recreational Facility Bonds	\$208,670.00
322	2009A	G.O. Refunding Bonds	\$142,542.00
324	2011A	G.O. Improvement Bonds	\$68,000.00
		TOTAL DEBT SERVICE LEVY	\$426,712.00

4. Total levy for the City of La Crescent for collection in 2014 is \$2,180,806.00.

ADOPTED this 9th day of September, 2013.

SIGNED:

Mayor

ATTEST:

City Administrator

The foregoing motion was duly seconded by Member Buehler and upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried and the resolution duly passed and adopted.

ITEM 3.10 – OLD HIGHWAY 61 TRAIL UPDATE

Administrator Waller gave an overview in regards to the Old Hwy 61 Trail and funding to reconstruct. This information was received from Jean Meyer, District 6 Transit Project Manager/Procurement Coordinator. The project was not selected by CIMS program but funding from another source was found and will be a project in 2015. No action taken.

ITEM 3.11 – REQUEST TO NEGOTIATE – AFSCME

The City has received a request to negotiate from the AFSCME Union and this was reviewed with Council by City Attorney Wieser. This matter will be referred to the Personnel Committee. No action taken.

ITEM 6.1 – FIRE DEPARTMENT OPEN HOUSE

Council reviewed the September 3, 2013 memo from Fire Marshal Shawn Wetterlin inviting them to the La Crescent Fire Department Open House on October 8, 2013 from 5:00 to 7:00 p.m. No action taken.

ITEM 8.1 – CHAMBER OF COMMERCE

The Chamber of Commerce gave an update on AppleFest events and of their October events.

There being no further business to come before the Council at this time, Member Buehler made a motion, seconded by Member Graf, to adjourn the meeting. Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried and the meeting duly adjourned at 6:18 PM.

APPROVAL DATE: _____

SIGNED:

Mayor

ATTEST:

City Administrator